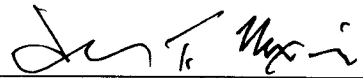


There is no constitutional right for a prisoner to keep a bass guitar and amplifier with him while in custody. Thus, in the absence of a constitutional violation, the plaintiff is unable to prove every element of his cause of action. He has failed, therefore, to state a claim upon which § 1983 relief can be granted. Under such circumstances, the Court is obliged to dismiss the instant action *sua sponte*. 28 U.S.C. § 1915(e)(2).

An appropriate order will be entered.



John T. Nixon
Senior District Judge